

**MINNESOTA BOARD OF MEDICAL PRACTICE  
BOARD MEETING  
2829 UNIVERSITY AVE. SE  
MINNEAPOLIS, MN 55414-3246**

**November 10, 2007**

The Minnesota Board of Medical Practice met on its regularly scheduled meeting date, November 10, 2007, at its offices in Minneapolis, Minnesota.

The following Board members were present for both Public and Executive Sessions, unless otherwise indicated: Jon Thomas, M.D., MBA, President, Carl Smith, M.D., Vice President, Steven Altchuler, Ph.D., M.D., Alfred Anderson, M.D., D.C., Robert Brown, Ph.D., Jack Geller, Ph.D., Bradley Johnson, M.D., Ernest Lampe, II, M.D., James Langland, M.D., James Mona, D.O., Allen Rasmussen, and Gregory Snyder, M.D.

**PUBLIC SESSION**

Roll call was recorded by Robert Leach, Executive Director.

The minutes of the September 8, 2007, Board meeting were received and approved as circulated with a correction by Gregory Snyder, M.D., that the minutes incorrectly state that he recused on Dr. Steven Kivi when he actually recused on Dr. Thomas Ferry in executive session.

The Board heard a presentation by John Hung, Ph.D., Licensed Psychologist, on the boundaries course that he developed in 1988 at the request of the Board of Medical Practice. Dr. Hung's course is utilized by the Board in its disciplinary and corrective action process. Dr. Hung explained how he works individually with the licensees who are referred to him by the Board and presented information on the course curriculum and his evaluation of the individuals completing his course. Dr. Hung informed the Board that the cost of his course is a set amount of \$3,000.00. The regulated professional pays the cost of the course. A question and answer session followed.

Discussion ensued about adding boundary issue questions into the United States Medical Licensing Exam (USMLE). Discussion was deferred to the FSMB Annual Meeting Issues agenda item.

Monica Feider, Program Manager, Health Professional Services Program (HPSP), presented the 2007 HPSP Statistical Report to the Board and gave a brief overview of HPSP.

Ms. Feider reported that HPSP has recently hired an additional case manager. This addition should reduce caseload sizes to approximately 105 participants per case

manager. In addition, HPSP hired a part time case aide who will help case managers with clerical responsibilities. Ms. Feider expressed her appreciation to the Board for its support in increasing HPSP funding to allow the additional staffing.

The Board took a five minute break.

On recommendation of the Licensure Committee, physician applicants 1 – 173 of the agenda and 277 of the hand-out were approved for licensure subject to the receipt of verification documents.

On recommendation of the Licensure Committee, physician applicants 174 - 177 of the agenda were approved for Emeritus registration.

On recommendation of the Acupuncture Advisory Council, acupuncturist applicants 178 – 179 of the agenda were approved for licensure subject to the receipt of verification documents.

On recommendation of the Athletic Trainer Advisory Council, athletic trainer applicants 180 - 204 of the agenda were approved for registration subject to the receipt of verification documents.

On recommendation of the Physician Assistant Advisory Council, physician assistant applicants 205 - 252 of the agenda were approved for registration subject to the receipt of verification documents.

On recommendation of the Respiratory Care Practitioner Advisory Council, respiratory care practitioner applicants 253 - 276 of the agenda were approved for registration subject to the receipt of verification documents.

The minutes of the October 16, 2007, meeting of the Licensure Committee were received and approved as circulated.

Mr. Leach informed the Board that the current physician member of the RCP Advisory Council had resigned his seat effective November 24, 2006. A motion was made and passed unanimously to appoint Dr. Avi Nahum as a physician member to the Respiratory Care Practitioner Advisory Council.

Mr. Leach presented the Executive Director's Report for the activities that have taken place on the Board since the September 5, 2007, Board meeting.

Ruth Martinez, Complaint Review Supervisor, gave an overview of the October 11, 2007, Board's Combined Complaint Review meeting. Ms. Martinez stated that overall the Complaint Review Committees are very consistent and no major issues arose during the meeting.

Alfred Anderson, D.C., M.D., Chair of the Work Group on Appropriate Prescribing of Controlled Substances for the Management of Pain, briefed the Board on the Work Group on Appropriate Prescribing of Controlled Substances for the Management of Pain Report which the Minnesota Legislature had mandated last session. Dr. Anderson thanked Board staff and the work group committee members for their expertise and time in putting together a very well prepared report. The Work Group met twice; on October 17 and the final meeting on October 24, 2007.

Mr. Leach stated that Report from the Work Group on Appropriate Prescribing of Controlled Substances for the Management of Pain will be forwarded to Representative Abler, whose language created the workgroup, and after a meeting with him the report will then be forwarded on to the chairs of the other relevant committees and whomever else Representative Abler feels should receive it. Mr. Leach informed the Board that after speaking with Karolyn Stirewalt, J.D., attorney from the Minnesota Medical Association (MMA) there may be an article about the work group and the final Report published in "*Minnesota Medicine*." The report will also be posted on the Minnesota Board of Medical Practice's website and a copy will be sent to the Federation of State Medical Boards (FSMB).

Mr. Leach stated that this was an extremely efficient work group and a tribute to Dr. Anderson.

Dr. Johnson made a motion of commendation to the Chair of the Work Group on Appropriate Prescribing of Controlled Substances for the Management of Pain and the staff for a very successful process and expediting a very challenging problem. Motion passed unanimously.

The National All Schedules Prescription Electronic Reporting Act (NASPER) legislation was discussed in length by the Board and what the implications of the Report of the Minnesota Board of Medical Practice Work Group on Appropriate Prescribing of Controlled Substances for the Management of Pain could be at the legislature.

Mr. Leach stated all Board members will be provided with a copy of the final version of "Responsible Opioid Prescribing" by Scott M. Fishman since it is now available from The FSMB.

Dr. Thomas introduced the next Board agenda item, FSMB Annual Meeting issues.

Mr. Leach stated Dr. Thomas has expressed interest in running for the Board of Directors of the Federation of State Medical Boards. Mr. Leach asked for a motion for Dr. Thomas to run for the Board of Directors of the FSMB. Motion was made and passed unanimously.

Mr. Leach stated that Dr. Doris Brooker is completing her service to the FSMB. Dr. Brooker has served the FSMB on a number of special committees, she was the Federation's representative to the National Board of Medical Examiners, she served as the Chair of the Nominating Committee, as a member of the Board of Directors, and as President of the FSMB. Mr. Leach asked the Board for a motion to recommend Dr. Brooker to receive the FSMB's Distinguished Service Award at the next FSMB annual meeting. Motion was made and passed unanimously. Mr. Leach stated that he will forward Dr. Brooker's recommendation letter and Dr. Thomas' nomination to the FSMB.

Steven Altchuler, Ph.D., M.D., made a motion to discuss whether to forward a resolution to the FSMB that the Federation Board of Director's shall put together a special committee to address the feasibility of questions regarding boundary issues on medical licensing examinations. After discussion of the motion, Dr. Langland made a motion to table the motion until next year. The motion to table passed unanimously.

Dr. Thomas presented the report of the Nominating Committee on nominations for Board officers for calendar year 2008.

Mr. Leach explained that currently the Board has two qualified Board members to serve as president of the Board. The Nominating Committee has suggested that Carl Smith, M.D., and Linda Van Etta, M.D., share the presidency of the Board for year 2008; with Dr. Van Etta serving the first six months and Dr. Smith serving the last six months of year 2008. Mr. Leach informed the Board that this situation may present itself again because more Board members are serving their full eight year term rather than choosing to leave or not being reappointed after their first term on the Board.

The Board unanimously elected the following officers for calendar year 2008:

President:	Carl Smith, M.D., and Linda Van Etta, M.D.
Vice President:	Rebecca Hafner, M.D.
Secretary:	Allen Rasmussen
Delegate to the Federation:	James Mona, D.O.

Mr. Leach presented the next agenda item seeking a volunteer and a Board motion to appoint a representative to the Council of Health Boards. Mr. Leach explained that the Council of Health Boards is a group made up of one Executive Director and one Board member from each of the health licensing Boards. Historically, this Board member has been the Board President. Mr. Leach reported that at the last Strategic Planning Committee Meeting, it was suggested that the Board may want a permanent representative to the Council of Health Boards for the sake of continuity. Mr. Leach stated that the council meets approximately twice a year and primarily the committee reviews changes in legislation, whether it's a new health profession coming forward wanting regulation or it's a change in the scope of practice of an existing health care profession. The legislature uses this committee to look at those legislative proposals and to make recommendation back to the legislature.

After discussion, it was decided not to put forth a motion because it was felt by the Board that continuity of the Board member is not necessary.

The Board voted to approve the following dates for its 2008 meetings:

Regular Board Meetings

January 12  
March 8  
May 10  
July 12  
September 13  
November 8

Contested Case Hearings

February 9  
April 12  
June 14  
August 9  
October 11  
December 13

End of Public Session.

## **EXECUTIVE SESSION**

The following Board members were present for both Public and Executive Sessions, unless otherwise indicated: Jon Thomas, M.D, MBA, President, Carl Smith, M.D., Vice President, Steven Altchuler, Ph.D., M.D., Alfred Anderson, M.D., D.C., Robert Brown, Ph.D., Jack Geller, Ph.D., Bradley Johnson, M.D., Ernest Lampe, II, M.D., James Langland, M.D., James Mona, D.O., Allen Rasmussen, and Gregory Snyder, M.D.

### **DIANA L. HOMYAK, R.C.P.**

On recommendation of the Complaint Review Committee, the Stipulation and Order for reprimand signed by Ms. Homyak was approved.

### **HANS A. LANGSJOEN, M.D.**

On recommendation of the Complaint Review Committee, the Stipulation and Order for restricted license was signed by Dr. Langsjoen.

### **ANASTASIOS A. PAPPAS, M.D.**

On recommendation of the Complaint Review Committee, the license of Dr. Pappas was reinstated.


### **BHUPINDER SINGH, M.B., B.S.**

On recommendation of the Complaint Review Committee, the Stipulation and Order for indefinite suspension was signed by Dr. Singh.

### **STEPHEN L. ZUCKERMAN, M.D.**

On recommendation of the Complaint Review Committee, the license of Dr. Zuckerman was reinstated. Dr. Johnson recused.

There being no further business, the meeting was adjourned.



Linda Van Etta, M.D.  
Secretary  
MN Board of Medical Practice

December 31, 2007

Date